



**REGULAR MEETING OF THE COMMON COUNCIL
MIDDLETOWN CONNECTICUT
JANUARY 5, 2015**

Regular Meeting

The Regular Meeting of the Common Council was held in the Council Chamber of the Municipal Building on Monday, January 5, 2015 at 7 p.m.

Present

Mayor Daniel T. Drew, Corporation Counsel Daniel B. Ryan, Councilman Thomas J. Serra, Councilwoman Mary A. Bartolotta, Councilwoman Hope P. Kasper, Councilman Robert P. Santangelo, Councilman Grady L. Faulkner, Jr., Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilwoman Sandra Russo Driska, Councilwoman Deborah A. Kleckowski, Councilman David Bauer; Council Clerk Marie O. Norwood and Sergeant-at-arms Deputy Chief of Police Michael Timbro.

Absent

Councilman Robert P. Santangelo

Also Present

Members of the Press and 50 members of the public.

1. Mayor calls meeting to order at 7 p.m.

A. (Pledge of Allegiance)

The Chair opens the meeting at 7 p.m. and welcomes the members of the public. He wishes everyone a happy new year.

B. (Council Clerk Reads the Call of the Meeting and Mayor declares call a legal call and meeting a legal meeting.)

The Chair asks the Clerk to read the call of the meeting. He declares the call a legal call and the meeting a legal meeting.

2. Accept/Amend the Agenda.

Councilman Thomas J. Serra reads and moves for approval amending the Agenda by adding agenda item 8I, a grant confirmation for the Police Department and 8J, a grant confirmation for the Police Department, animal control donations, move 3A to honor Bruce Driska to right now and then reconvene the other meeting. Councilwoman Deborah A. Kleckowski seconds the motion. The chair calls for the vote. It is 10 aye votes by Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 1 nay vote by Councilman David Bauer and 1 absent by Councilman Robert P. Santangelo. The Chair states the matter carried with 10 affirmative votes, 1 in opposition and 1 absent.

3. Presentations

A. Honoring Bruce Driska

Resolution No. 01-15

File Name ccdriska

(Approved)

WHEREAS, Bruce Driska became the City's Emergency Management Director in May, 2010 and stepped down from the position in 2014 when he was promoted to Deputy Director of Planning, Conservation, and Development; and

WHEREAS, during his time as Director, the City saw four major storms causing widespread damage, power outages and the necessity of opening the emergency command center; and

WHEREAS in August, 2011, Bruce led the Emergency Operations during Storm Irene which left many City residents without power; the City's shelter offered many residents a safe place to stay while storm repairs were made. In October, 2011, the state was hit by Storm Alfred, dumping large amounts of wet snow and causing power outages to close to one million customers in Connecticut alone. The city opened its shelter to residents who remained without power for close to a week. Bruce supervised the emergency management volunteers and City employees who kept the shelter open to provide showers, warm sleeping areas, and food to Middletown Residents without power; and

WHEREAS, in 2012, Emergency Management was again called into action for Hurricane Sandy where many residents sought shelter while storm control damage repairs were completed; and

WHEREAS, in February, 2013, the City was hit by a blizzard, causing the City to shut down for two days. The Emergency Operations Command Center was opened and Bruce along with other public officials worked to keep City services, including police, fire and medical available for those members of the public who needed emergency services throughout that time.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That we thank Bruce Driska for his oversight of an important function for the City, Emergency Management. During his time as the Emergency Management Director, he faced major weather obstacles with residents needing the City's help to provide food and shelter; and

BE IT FURTHER RESOLVED: That we recognize the importance of volunteers in the community who give their time to help their fellow citizens; Bruce is a role model for other community members to volunteer their talents to make their community a better place to live.

Fiscal Impact: None

Councilwoman Kleckowski asks for the members of Public Safety to come forward along with members of the Emergency Management team. She reads the resolution. She moves the resolution for approval; her motion is seconded by Serra. The Chair states without objection, the resolution can be approved by acclamation. Councilwoman Kleckowski recognizes Deputy Director Fernandez; it has been an honor to work for Bruce and the shelter was quite the experience and he and his team provided a safe place during a stressful time and the shelter under his leadership was a success and she personally thanks Bruce for his work as the Emergency Management Director. She states the members of Public Safety strongly support emergency management. They congratulate Bruce on his retirement and his new position. Mr. Driska thanks the Council and he is appreciative of the gesture and he is one player on the team. We have a wonderful, powerful team when it comes to addressing planning for emergencies. Chief Dunn groomed the department prior to my leading it and Deputy Fernandez and the volunteers are a testament to the fine work of planning for the city of Middletown. He thanks everyone. Chief Dunn states one thing the presentation didn't mention is that he had the fortunate opportunity to be his deputy director. The first thing that didn't go right was Kleen Energy and then, the storms. Through all of that with professionalism, pride, consistency, and always a gentlemen, he always smiled and on behalf of Emergency Management, thank you. The Chair states the people standing here are from Emergency Management and they do a wonderful job; I can tell you working with Bruce during many storms, he was here for days and days on end. Those are moments that go unnoticed and Bruce was always there. He did a great job. Mr. Driska thanks the Mayor and some of those long nights and the understanding of my family especially, my wife, along with the other workers and their family and he appreciates his support team. Councilman Serra states legislatively you were steadfast on your advocacy at Public Safety; giving us that information, we could help you on the legislative end.

Meeting Recesses

On a motion by Councilwoman Bartolotta and a second by Councilman Chisem to recess the regular meeting, the Chair declares a recess at 7:13 p.m.

Meeting Reconvenes

The Chair reconvenes the regular meeting at 7:29 p.m.

4. Mayor requests motion to approve minutes of:

The minutes having been deposited with the Mayor and Corporation Counsel and copies of the same having been served on each and every Council member, the reading of the same having been dispensed with, the Chair requests a motion to approve the minutes. Councilman Thomas J. Serra moves for approval the minutes of the regular meeting of December 1, 2014 at 7 p.m. and the Special Meeting of December 1, 2014 at 6 p.m. Councilman James B. Streeto seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

5. Public Hearing on Agenda Items Opens, including bond ordinance.

The Chair opens the public hearing on all agenda items at 7:31 p.m.

John Hall resident of Portland representing the Jonah Center of Earth and Art; he states it is very educational to come to the questions to directors and he came to make points but will dispense with them and will express concerns about the Environmental Specialist position. He asks the audience if you are here for the Environmental planner or specialist he asks they raise their hand or stand. It is about 30 people. He continues to learn on this matter. He learned that if there was \$1, money could be transferred and the line was zeroed out and the expectation of the Council would be the position would not be funded. That was interesting to learn and then he discovered that part of the reason the position was zeroed out is because there is another employee in the City to fulfill that role. That employee works for Water and Sewer and we learned in the conversation that he is qualified to do that job it would take further study and negotiations for his union contract to take that job and there may be other liability concerns. There are a lot of complications and it is a murky situation. A question arising if the Council intended to zero out the position and hire someone else to do that role, was the director part of the discussion. It appears he was not and that is a problem. Then there is some concern that the Mayor and Director hired the specialist anyway and he does not believe that.

If you believe the mayor and director deserve a public spanking, then do it but let's not hurt the city and disable an essential function of the City. This is important work to do. If you intend to vote no to transfer money into this line item then I think the public deserves to hear what is going to happen to the position. Will we ever fund it. Who will fulfill that role. He asks the council to move the money.

Linda Bettencourt addresses two things. First is the Environmental Planner. Last spring we had a lot of things going on in town. Every department, director, council person struggled to keep costs down and in that department alone, you had a bunch of retirees and that spring, you lost Rick Kearney, Matt Dodge, Bill Warner retire after the budget passed. Was it an error; yes. It was an oversight. Should have council defunded that position. Maybe. Middletown is facing a lot of issues. That department went through a major overhaul. We all make mistakes. The public needs to know and the reality is that every time someone retires there is a delay in filling that position and money is saved with salaries not paid out. It does not cost the city new money, no. He congratulates Michiel, Kathy and the Mayor for this appointment. Middletown deserves the position. Redevelopment. Most of you were here and for 30- years we have been saying we need downtown housing. Hartford is dying for good residential housing. This is Middletown's time to shine. You will make sure the residents will get the best deal and this is a golden opportunity. It is Middletown's time to put the next piece together.

Jeff Daniels discusses Ford's position. It is a 466 position; the other employee is a Teamster and there are ramifications if you try to remove the position. It was an oversight. He heard other issues on the topic. The City needs skilled people. The union has no problem bringing in people at a higher rate because we need the skilled people. We have done it with the mayor. Fund it and let us take care of it. Fix it and work together.

Amy Vallincourt Environment consultant and lives in Middletown and supports the Environmental position. She discusses the Brownfields in Middletown and in the last five years Middletown has gotten close to \$5 million in Brownfields grants. We put in, in-kind services because you have an environmental specialist in place. There is Remington Rand, Omo and we are trying to get funds from the DEP. Riverfront Revitalization you got \$2.6 million and you might lose it over \$25,000. She encourages the Council to keep this position. You need someone to administer the grants properly or you may lose funding.

Joan Liska, Chair of Conservation Commission speaks in support of a separate Environmental position. The Commission has expressed their position and you should have a copy in your packet. It requests the position be funded and keep the current employee. From the Chairman's position, she has worked with the Staff because of the changeover staff, it has been extremely difficult for the commission to get done what had to get done. We had no one at our meetings to take our minutes, to take back initiatives and get structure around the things we wanted to do. Half of the acreage in Middletown is undeveloped and 1/2 is open space. The Conservation Commission is trying to focus on managing the property we already have. We have begun work through the UCONN College of Agriculture and Natural Resources to set out management plans for the natural resource. Leaving the land fallow is not healthy for the environment. We work with the Forester there and he will start to help us learn the best practices and expand it as we grow this program. We need the Environmental specialist to help us and to have the qualifications. We recommend you do fund this position.

Michiel Wackers, Director of Planning, Conservation, and Development states he planned to make remarks and that he is responsible for the error and he takes full responsibility and apologizes and urges the council to support the position.

Kate Miller, Conservation Commission, echoes the comments made. She has concern about zeroing out that line item. If you are eliminating the position that leverage the skills of the time of the volunteers, please have the courtesy to talk to staff to find out what the consequences would be.

Paul Turep he was interested in what John Hall had to say about the complications on this issue. It was a mistake and if there are reasons not to rectify it he would like to hear from employees about it.

Barry Cherloff, states he is an environmental scientist and has worked for environmental projects in Middletown. He asks that they refund that position. The duties can't be split. The amount of funds to get Environmental things done by grants requires a full time person who is responsible. Consider that Middletown is the nicest of all the places he lived and what makes it wonderful is the ratio of open space to development and the environmental resources have value. If you don't have someone taking the long view, then it becomes lost to the residents. The proper people should be in place where needed.

6. Public Hearing on Agenda Items Closes.

The Chair, seeing no members of the public wishing to speak, closes the public hearing at 7:54 p.m.

Meeting Recesses

Councilman Serra moves for a five minute recess and his motion is seconded by Councilwoman Bartolotta. The Chair calls the vote and it is unanimous. The Chair declares the recess at 7:55 p.m.


Meeting Reconvenes

Chair calls the meeting to order at 8:10 p.m.

7. Mayor requests Council Clerk to read appropriation and bond ordinance requests and the Certificate of Director of Finance.

The Chair requests the Clerk to read the Appropriation Notice and the Certificate of the Director of Finance:

Appropriation Notice



CITY OF MIDDLETOWN

MAYOR'S OFFICE
MUNICIPAL BUILDING


NOTICE OF PUBLIC HEARING

Notice is hereby given that a meeting of the Common Council of the City of Middletown will be held in the Council Chamber of the Municipal Building on January 5, 2015, at 7 p.m. to consider and act upon the following:

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$165,000 FOR THE REPLACEMENT OF THE KEIGWIN MIDDLE SCHOOL FIRE ALARM SYSTEM AND AUTHORIZING THE ISSUE OF \$165,000 BONDS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

The complete text of the proposed Ordinance is on file and open to public inspection in the office of the City Clerk.

ATTEST:



Daniel T. Drew
Mayor

Dated at Middletown, Connecticut, this 22nd day of December, 2014.

The Council Chamber is wheelchair accessible. If you require special accommodations for any meeting, please call the (860) 638-4812 (TDD/TTY) or the Town Clerk's Office at (860) 638-4910 at least ten days prior to the scheduled meeting.

Certificate of Director of Finance:

MEMORANDUM

TO: His Honor, Mayor Daniel T. Drew and Members of the Common Council

FROM: Finance Department

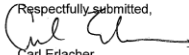
DATE: January 5, 2015

RE: Certification of Funds


This is to certify that funds sufficient to meet the appropriations requested at your meeting on January 5, 2015 are available as follows:

General Fund	\$10,000
Ordinance Amending an Ordinance for Replacement Of Keigwin Middle School Fire Alarm System	\$165,000

Respectfully submitted,



Carl Erlacher
Director of Finance & Revenue Services



1/5/15

Bond Notice - Amendment Keigwin Alarm System

- A. An Ordinance Amending An Ordinance Appropriating \$165,000 For The Replacement Of The Keigwin Middle School Fire Alarm System And Authorizing

The Issue Of \$165,000 Bonds Of The City To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose

(Approved)

Ordinance No. 01-15

File Name Amendment – Keigwin Fire Alarm
(Approved)

WHEREAS, an ordinance entitled “An Ordinance Appropriating \$165,000 for the Replacement of the Keigwin Middle School Fire Alarm System and Authorizing the Issue of \$165,000 Bonds of the City to Meet Said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purpose” has been enacted by the Common Council at its meeting on June 4, 2012 (the “Original Ordinance”); and

WHEREAS, the Original Ordinance authorized the appropriation and bonding authorization up to \$165,000, inclusive of state and federal grants in aide thereof, for the costs associated with the replacement of the fire alarm system at Keigwin Middle School (the “Project”); and

WHEREAS, the Common Council desires to amend the Original Ordinance to increase the overall estimated cost of the Project to \$280,400 and to exclude any state or federal grants received for the Project from the original \$165,000 appropriation;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

Section 1. Section 1 of the Original Ordinance is hereby deleted in its entirety and replaced with the following:

Section 1. The sum of \$165,000 is hereby appropriated for the installation of a replacement fire alarm system at Keigwin Middle School, including, without limitation, preparation of fire alarm system specifications, system replacement to meet all current fire/life safety code requirements, as well as equipment, project monitoring, inspection, testing, training, support, engineering, legal, administrative and financing costs as may be accomplished within said appropriation (hereafter the “Project”). Said appropriation shall be exclusive of state and federal grants in aide thereof.

Section 2. Section 2 of the Original Ordinance is hereby deleted in its entirety and replaced with the following:

Section 2. The expected useful life of the Project is ten (10) years. The total estimated cost of the Project is \$280,400, approximately \$115,400 of which is expected to be paid from state and federal sources other than the proposed bond issue

Section 3. Except as specifically modified or amended herein, all other provisions of the Original Ordinance shall remain in full force and effect.

DEBT STATEMENT			
June 30, 2014			
CITY OF MIDDLETOWN, CONNECTICUT			
ANNUAL RECEIPTS FROM TAXATION AND REIMBURSEMENTS ("BASE")			
Fiscal Year Ended June 30, 2013			109,141,805
BORROWING CAPACITY FOR EACH CLASS			
2-1/4 times base for General Purposes			245,569,061
4-1/2 times base for Schools			491,138,123
3-3/4 times base for Sewers			409,281,769
3-1/4 times base for Urban Renewal			354,710,866
3 times base for Unfunded Past Benefit Obligations			327,425,415
MAXIMUM AGGREGATE BORROWING CAPACITY			763,992,635
7 times Base			
INDEBTEDNESS BONDS AND NOTES:			
GENERAL PURPOSES	41,963,790		
SCHOOLS	15,050,260		
SEWERS	3,433,285		
URBAN RENEWAL	-		
UNFUNDED PAST BENEFIT OBLIGATIONS	-		
BONDS AND NOTES AUTHORIZED BUT UNISSUED:			
GENERAL PURPOSES	49,362,910		
SCHOOLS	2,336,100		
SEWERS	47,557,330		
URBAN RENEWAL	-		
UNFUNDED PAST BENEFIT OBLIGATIONS	-		
CLEAN WATER FUND LOANS:			
SEWERS	4,080,089		
SUB-TOTAL INDEBTEDNESS	163,783,764		
LESS			
FEDERAL AND STATE OF CONNECTICUT BUILDING GRANTS, COMMITMENTS AND RECEIVABLES			
GENERAL PURPOSE	-		
SCHOOLS	-		
SEWERS	-		
URBAL RENEWAL	-		
TOTAL DEDUCTIONS	-		
NET INDEBTEDNESS			163,783,764
TOTAL DEDUCTIONS			
BALANCE OF BORROWING CAPACITY FOR EACH CLASS:			
GENERAL PURPOSE	154,242,361		
SCHOOLS	473,751,763		
SEWERS	354,211,065		
URBAL RENEWAL	354,710,866		
UNFUNDED PAST BENEFIT OBLIGATIONS	327,425,415		
BALANCE OF MAXIMUM AGGREGATE BORROWING CAPACITY AVAILABLE			600,208,871

Councilman Thomas J. Serra reads and moves for approval An Ordinance Amending An Ordinance Appropriating \$165,000 For The Replacement Of The Keigwin Middle School Fire Alarm System And Authorizing The Issue Of \$165,000 Bonds Of The City To Meet Said Appropriation And Pending The

Issuance Thereof The Making Of Temporary Borrowings For Such Purpose. Councilman James B. Streeto seconds the motion.

Councilman Serra points out it is inclusive of grants and other funds received to that the Board of Education can receive and use other monies for the project. Councilman Giuliano states it is this analogous to the High School where we received grant money and readopted to spend those funds. Councilman Serra responds yes.

The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

B. Emergency Management \$10,000, Account 1000-25500-55185, Contractual Services, General Fund.
(Approved)

Councilwoman Hope P. Kasper reads and moves for approval Emergency Management \$10,000, Account 1000-25500-55185, Contractual Services, General Fund. Councilman Thomas J. Serra seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes, and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

8. Department, Committee, Commission Reports and Grant Confirmation Approvals:

A. City Clerk's Certificate
(Approved)



City of Middletown
City & Town Clerk's Office
245 deKoven Drive
Middletown, CT 06457

Certification

SA

I, Linda Bettencourt, City and Town Clerk of the City of Middletown and custodian of the records and seal thereof, hereby certify that all ordinances and appropriations passed and adopted at the regular meeting of the Common Council on December 1, 2014 at 7:00 p.m. and the special meeting on December 1, 2014 at 6:00 p.m., have been advertised in the local newspaper.

Dated at Middletown, Connecticut, this 30th day of December, 2014.

Attest:

Linda Bettencourt
City & Town Clerk

◆Phone (860) 638-4910

◆Fax (860) 638-1910

◆TDD (860) 638-4812

B. Monthly Reports:
Finance Department - Transfer Report to December 18, 2014
(Approved)

Transfers of Funds - Operating Budget Accounts					
From11/19/14			To12/18/14		
FY 2014-2015					
Date	Department	Budget Item	From Account No.	To Account No.	Amount
11/21/14	Parking Fund	Contractual Services	2030-18500-55185		(3,000.00)
		Arcade Infrastructure Repairs & Demolition		2030-18500-53578-x-x-2014	3,000.00
11/21/14	PW/Garage	Oil, Grease, Lubricants & Fluids	1000-22000-53220-0225		(3,000.00)
	PW/City Hall	Repairs/Maintenance to Building		1000-22000-53380-0227-50001	3,000.00
11/25/14	IT	Network Access	1000-03500-55220		(35,442.33)
		Consultant Services		1000-03500-55180	35,442.33
12/02/14	Library	Staff Computers & Peripherals	2070-07000-79675-x-x-2015		(36.38)
		Circulation Desk Equipment		2070-07000-79676-x-x-2015	36.38
12/04/14	Recreation	Busing	1000-32000-55415-0321		(700.00)
		General Administrative		1000-32000-52110-0321	700.00
12/10/14	Clerk	Salaries & Wages, PT Temp	1000-04000-51220		(1,500.00)
		Overtime		1000-04000-51332	1,500.00
12/16/14	Landfill	Site Improvements	2380-22000-55417		(10,300.00)
		Repairs/Maintenance to Vehicles		2380-22000-53520	10,300.00
					0.00

C. Grant Confirmation and Approval - Board of Education, Various Grants (Approved)

CITY OF MIDDLETOWN
MUNICIPAL BUILDING
MIDDLETOWN, CONNECTICUT 06457

REQUEST FOR COMMON COUNCIL CONFIRMATION AND APPROVAL
OF THE FOLLOWING GRANT

Grant Number: 192

Date of Request: 12/17/2014

Name of Grant: as listed below

Amount Requested: \$728,657.18

Code: 2450-33000-59405-X-03025

Grant Period: From: 7/1/2014 To: 6/30/2015

Rev Code 2450-33000-43480-X-X

Type of Grant:

Amount Loaned from General Fund: \$0.00

Department Administering Grant: Middletown Board of Education

When any department, commission, office or agency is the recipient of any federal, state or other grant allocated for specific purposes, these funds shall be immediately transferred to the specific unit which has made application for such grant. Confirmation and approval of such transfer shall be given at the next regularly scheduled sessions of the Common Council. Notwithstanding any other Charter provision, the action of the Common Council in confirming and approving such transfer shall be an appropriation; no public hearing thereon shall be required and said funds may then be expended for the purposes for which they were granted.

Description of services to be provided by this Grant:

760 - Bielefield Family School Connection \$183,187.00; 842 - Fam Resc Ctr - Mac \$6,733.32; 854 - United Way - YSB \$161.21; 874 - Educational Incentive \$49,500.00; 894 - Swaim Strings Pgm \$1,250.00; 700 - Food Services \$221,256.58; 801 - Retirees/COBRA Ins \$208,170.87; 803 - Workers Comp \$302.14; 804 - Preschool Pgm Fees \$8,092.96; 809 - Maintenance/Rentals \$5,498.92; 823 - Central Office Receipts \$1,113.70; 833 - Adult Education Receipts \$9,605.30; 893 - Fingerprinting Receipts \$313.50; 895 - SPED Tuition Reimbursement \$33,471.68. Total Special Programs through 11/19/14 \$9,656,624.27 ADDITIONS \$728,657.18 Total Special Programs Through 12/17/14 \$10,385,281.45.

Signature: Patricia Charles

Requested by: Patricia Charles, ED. D.

Status:

Status Date:

D. Human Relations - Recruitment Hiring Report, 1st Quarter (Approved)



City of Middletown

Memorandum

To: Mayor Daniel T. Drew

From: Faith M. Jackson, Human Relations Director and Affirmative Action Officer

Date: December 15, 2014

Re: The City of Middletown 2014/2015 Recruitment Hiring Report – 1st Quarter Report

Attached is the 2014/2015 first quarter recruitment hiring report for the City of Middletown for your review and approval. For the first quarter, a total of six people were hired: (5) White Males and (1) White Female. Job opportunities this quarter fell under the following categories: EEO-1 Officials/Administrators, Office of General Counsel, EEO-2 Professionals, Office of General Counsel, EEO-4 Protective Services, Police Department, EEO-6 Administrative Services, Board of Education, EEO-7 Skilled Craft, Public Works Department, and EEO-8 Service Maintenance, Water and Sewer Department. The City achieved one of its set goals, (1) White Female in EEO-1 Officials/Administrators category accounting for 17% of all new hires in the protected class.

While the City did not hire a large number of new employees, it continues to demonstrate its good faith efforts and commitment towards upward mobility and the promotion of diverse workforce for available job opportunities. For this quarter a total of seven employees were promoted: (1) Black Male, (2) Hispanic Males, (1) Other Female, (2) White Females, and (1) White Male. Minorities represented 57% of those promoted: (1) Black Male in EEO-6 Administrative Support, (2) Hispanic Males in EEO-8 Service Maintenance and (1) Other Female in the EEO-8 Service Maintenance. 86% of the employees promoted this quarter, 6 out of 7, fell under the Protected Class Category.

If you have any questions or would like further explanation of this report, please call me at extension 4830. Thank you.

c: Kathleen Morey, Human Resources Director
Common Council
Affirmative Action Monitoring Committee

/fmj

Attachments

Approve:

Decline: _____

Other: _____

THE CITY OF MIDDLETOWN
HUMAN RELATIONS DEPT.
2014 DEC 16 PM 8:00
Date

Report 1001 Con. Hmda-jmj

HUMAN RELATIONS DEPARTMENT
245 deKoven Drive Middletown, CT 06457-1300
TEL: (860) 638-4830 FAX: (860) 638-1930



City of Middletown

Memorandum

To: Daniel T. Drew, Mayor, City of Middletown

From: Faith M. Jackson, Human Relations Director and Affirmative Action Officer

Date: December 15, 2014

Re: City of Middletown Affirmative Action 2014/2015 1st Quarter Hiring Results

Total Goals set for 2014/2015 – (45):

- A1-EEO1 – *1WF, 1HM, 1HF, 1OF
- B2-EEO2 – 2WF, 1BM, 1BF, 1HF, 1OF
- C3-EEO3 – 1WF, 1BM, 1HF, 1OM
- D4-EEO4 – 1WF, 2BM, 1BF, 1HM, 1OM, 1OF
- E5-EEO5 – 1BM, 1BF, 1HM, 1OF
- F6-EEO6 – 2WF, *1BM, 2BF, 1HF, 1OM, 1OF
- G7-EEO7 – 1WF, 1BM, 1HM, 1OM
- H8-EEO8 – 2WF, 1BM, 1BF, *1HM, 1HF, 1OM, *1OF

1st Quarter Hires/Promotions/Terminations/Transfers/Other Results July, August, September 2014

	Total	WM	WF	BM	BF	HM	HF	AM	AF	AHM	AHF	OM	OF
New Hires:	6	4C 1BE	*1C										
Promotions:	7	1C	*1BE 1BE	*1C		*1C 1BE							*1C
Transfers	4	1BE	1C 1BE	1C									
Demotions:													
Reclassifications:													
Terminations/ Other:	8	1QBE 1RBE	2RC 1TB 1QBE 1OBE			1C – Medical Separation							

Definitions: L - Layoffs
LA - Leave of Absence
O - Other
Q - Quit
R - Retired
C - City
BE - Board of Education
T - Terminated
Memorandum of Understanding - Labor Agreement

EEO Key: EEO1 (A-1) - Officials/Administrators
EEO2 (B-2) - Professionals
EEO3 (C-3) - Technicians
EEO4 (D-4) - Protective Service
EEO5 (E-5) - Para-Professionals
EEO6 (F-6) - Administrative Support
EEO7 (G-7) - Skilled Craft
EEO8 (H-8) - Service/Maintenance

Ethnic Codes: WM - White Male
WF - White Female
BM - Black Male
BF - Black Female
HM - Hispanic Male
HF - Hispanic Female
AM - Asian/Pacific Islander Male
AF - Asian/Pacific Islander Female
AHM - American Indian/Alaskan Native Male
AHF - American Indian/Alaskan Native Female
OM - Other Male
OF - Other Female

* Achieved Established Goal
** Achieved a Minority Hire

c: Affirmative Action Monitoring Committee, Common Council, and Personnel Department

(04/07/15) (4/07/15)
Rev. 004

HUMAN RELATIONS DEPARTMENT
245 deKoven Drive Middletown, CT 06457-1300
TEL: (860) 638-4830 FAX: (860) 638-1930

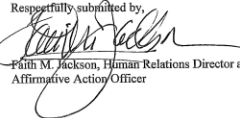
Affirmative Action Recruitment Hiring Goals 2014-2015
1st Quarter Hiring Results
July, August, September 2014

EEO Category/Number of Goals (45)	Position(s) Available	Number of Available	Goal(s) Achieved
	Y/N	Position(s)	Y/N
EEO1 – Officials/Administrator (4)	Y	1	Y
*1WF, 1HM, 1HF, 1OF			*1WF
EEO2 – Professional (6)	Y	1	N
2WF, 1BM, 1BF, 1HF, 1OF			1WM
EEO3 – Technician (4)	N	--	--
1WF, 1BM, 1HF, 1OM			
EEO4 – Protective Services (7)	Y	1	N
1WF, 2BM, 1BF, 1HM, 1OM, 1OF			1WM
EEO5 – Paraprofessionals (4)	N	--	--
1BM, 1BF, 1HM, 1OF			
EEO6 – Administrative Services (8)	Y	1	N
2WF, 1BM, 2BF, 1HF, 1OM, 1OF			1WM
EEO7 – Skilled Craft (4)	Y	1	N
1WF, 1BM, 1HM, 1OM			1WM
EEO8 – Service Maintenance (9)	Y	1	N
2WF, 1BM, 1BF, 1HM, 1HF, 1OM, 1OF			1WM
Total Hires		6	

*Achieved Established Goal(s)
**Achieved a Minority Hire(s)

Ethnic Codes: WM - White Male
WF - White Female
BM - Black Male
BF - Black Female
WM - Hispanic Male
BF - Hispanic Female
AM - Asian/Pacific Islander Male
AF - Asian/Pacific Islander Female
AIM - American Indian/Alaskan Native Male
AIF - American Indian/Alaskan Native Female
OM - Other Male
OF - Other Female

The following report reflects the 2014-2015 first quarter hiring results. During this quarter, the City hired six employees, five White Males and one White Female. The City achieved one of its set goals, one white female in EEO1-Officials/Administrators. Of the six new hires, 17% were from the protected class. For this quarter, hiring occurred in the following departments: Office of General Counsel, Police, Public Works, and Board of Ed.

Respectfully submitted by,

Faith M. Jackson, Human Relations Director and
Affirmative Action Officer

10-12AABRG-GA.doc (nq)

E. Conservation Commission, Annual Report, 2013
(Approved)

MIDDLETOWN CONSERVATION COMMISSION
ANNUAL REPORT 2014
DEPARTMENT OF PLANNING, CONSERVATION AND DEVELOPMENT

In accordance with Article III Powers and Duties of the Commission, Item 3, the Conservation Commission of the City of Middletown (referred to herein as the Commission) is submitting this annual report, summarizing the Commission's accomplishments in 2014 as well as outlining goals for the 2015 calendar year.

Membership:

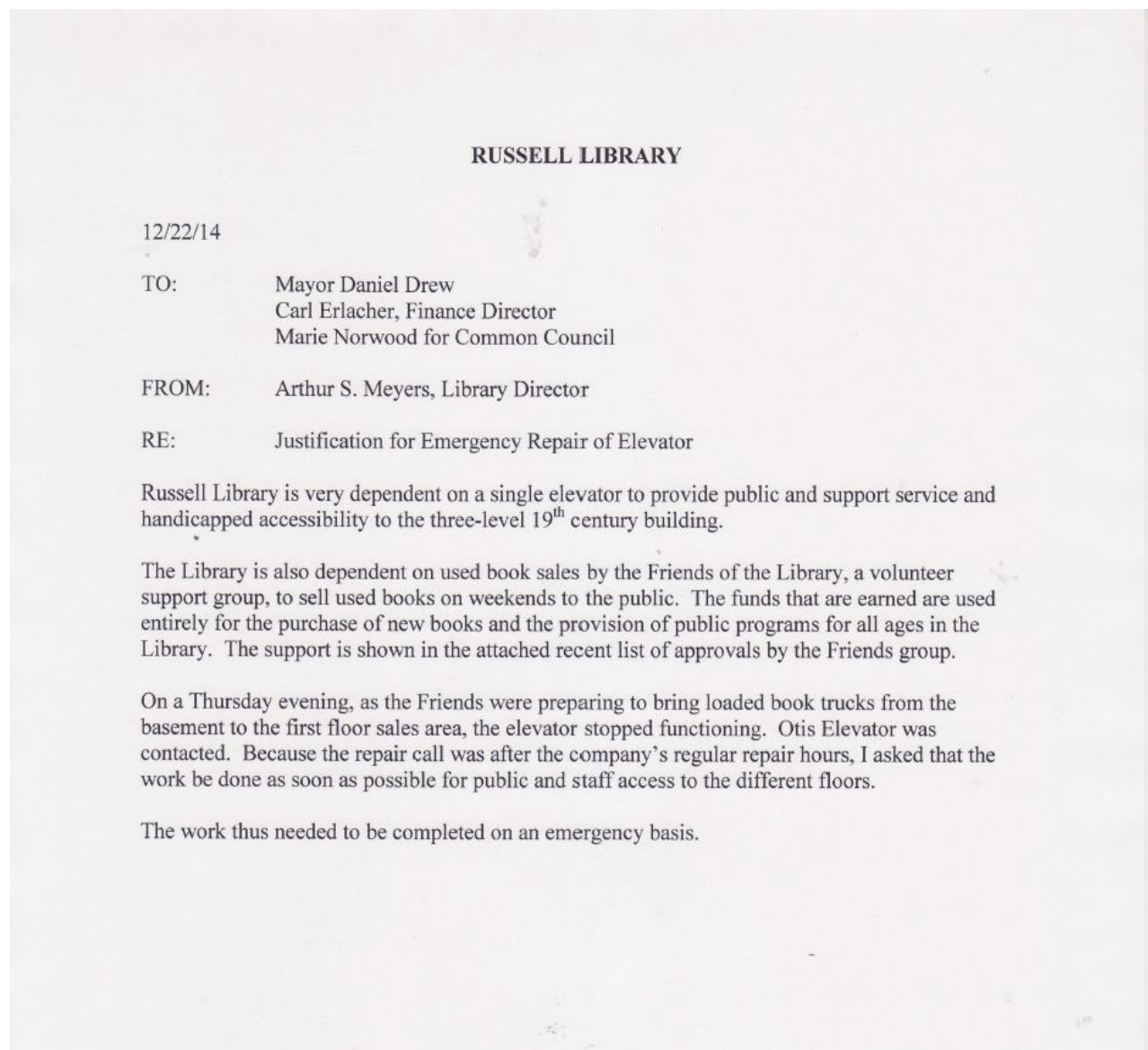
In 2014, Chairperson Ellen Lukens resigned as Chairperson and was replaced by then Vice Chairperson Joan Liska. Membership remained fairly constant at 9 active members and two alternates, allowing for two active member and one alternate member vacancies. Staff member Matt Dodge resigned his position in March and was later replaced by Michelle Ford in November. The Commission is actively seeking interested parties to fill the vacant positions.

Accomplishments:

- Expanded the upcoming trail guide with several recently acquired properties, city walking and biking/multi-use trails.
- Developed a working rapport with several environmental agencies including:
 - Connecticut Forest & Park, which contributed data and assistance in mapping several CFPA trails in Middletown;
 - Middlesex Land Trust, which mapped a new trail along the Connecticut River;
 - University of Connecticut's Extension Forestry Program, which has offered assistance in developing open space management plans; and
 - Middletown's Environmental Collective Impact Network (ECoin) on several open space initiatives
- Began work on the Mayor's initiative to evaluate the implementation of deer hunting on City-owned lands.
- Began evaluating options for use of City-owned open space land for revenue generation and educational opportunities. Potential projects may include operations such as selective timber harvesting, maple syrup production, agriculture, etc.

- Fill the remaining vacancies with proactive, intelligent and team-oriented members.
- Review and revise, as needed, the open space evaluation criteria.
- Implement a pilot program for comprehensive land management at at least one open space property in the City.
- Present the mayor with feedback on feasibility of multiple uses, including wildlife management, on City open space properties.
- Continue the trail stewardship program.
- Complete and make available online the 2015 edition of the Middletown Trail Guide.

**F. Emergency Purchase - Russell Library Elevator Repair
(Approved)**



**G. Grant Confirmation and Approval - Mayor's Office
(Approved)**

CITY OF MIDDLETOWN

MUNICIPAL BUILDING

MIDDLETOWN, CONNECTICUT 06457

REQUEST FOR COMMON COUNCIL CONFIRMATION AND APPROVAL

OF THE FOLLOWING GRANT

Grant Number:

193

Date of Request:

12/23/20

Name of Grant:

Martin Luther King Jr. Scholarship Fund of Middletown

Amount

\$2,507.19

Code:

2135-01000-59200

Grant Period: From:

To:

Rev

2135-01000-43242

Type of

\$0.00

LocalAmount Loaned from General


Department Administering

Mayor's Office

When any department, commission, office or agency is the recipient of any federal, state or other grant allocated for specific purposes, these funds shall be immediately transferred to the specific unit which has made application for such grant. Confirmation and approval of such transfer shall be given at the next regularly scheduled sessions of the Common Council. Notwithstanding any other Charter provision, the action of the Common Council in confirming and approving such transfer shall be an appropriation; no public hearing thereon shall be required and said funds may then be expended for the purposes for which they were granted.

Description of services to be provided by this
The City received a check from Wesleyan University in the amount of \$10,000 for the police department's cost for the Wesleyan demonstration during the afternoon December 8 which amounted to \$7,492.81. The Balance of \$2,507.19 will be sent to the Martin Luther King Jr. Scholarship Fund of Middletown.

Signature



Requested by:

Daniel T. Drew, Mayor

Status:

Status Date:

H. Emergency Purchase - Public Works, Roll-off truck used for bulk waste (Approved)

City of Middletown

Memo

To:

Donna Imme, Supervisor of Purchases

Carl Erlacher, Director of Finance

Mayor Daniel T. Drew

Common Council

From:

Public Works Department

Date:

December 23, 2014

Re:


Stewart & Stevenson Power Products, LLC

Roll-off Truck Repair

Donna,

The roll-off truck broke down, which does not allow the City to deliver bulk waste to offsite locations for disposal. The truck was driven to the nearest service location, Stewart & Stevenson, which is located on Smith Street in Middletown, for immediate repairs. Without the truck in operation, bulk waste will accumulate at the Recycling Center, potentially causing violations with the State DEEP. Stewart & Stevenson is the authorized district repair location for the Middletown area. The only other service technician that could have repaired the roll-off truck is located in Enfield and the City would have expended more man hours if it were delivered to that location. The repair is estimated to cost under \$4,000.00.

Thanks,



William Russo, Public Works Director

WJR/mgl

H. Grant Confirmation and Approval – Police Department, Confiscated Drug (Approved)

CITY OF MIDDLETOWN
MUNICIPAL BUILDING
MIDDLETOWN, CONNECTICUT 06457

REQUEST FOR COMMON COUNCIL CONFIRMATION AND APPROVAL
OF THE FOLLOWING GRANT

Grant Number: 194

Date of Request: 12/30/2014

Name of Grant: CT Drug Investigation Fund - Confiscated Funds

Amount Requested: \$43,444.85

Code: 3490-18000-57030-0180-03536/3490-18000-57030-0180-03535

Grant Period: From: To:

Rev Code 3490-18000-43242-0180-03536-0000-000

Type of Grant: State

Amount Loaned from General Fund: \$0.00

Department Administering Grant: Police Department

When any department, commission, office or agency is the recipient of any federal, state or other grant allocated for specific purposes, these funds shall be immediately transferred to the specific unit which has made application for such grant. Confirmation and approval of such transfer shall be given at the next regularly scheduled sessions of the Common Council. Notwithstanding any other Charter provision, the action of the Common Council in confirming and approving such transfer shall be an appropriation; no public hearing thereon shall be required and said funds may then be expended for the purposes for which they were granted.

Description of services to be provided by this Grant:
Eighty five percent of the grant funds will be earmarked for Street Crime activities and fifteen percent will be used for educational purposes as outlined in CT General Statutes 54-36i. \$36,928.12 to line #3490-18000-57030-0180-03536-0000-000 Confiscated Funds and \$6,516.73 to line #3490-18000-57030-0180-03535-0000-000 Drug Education.

Signature: [Signature]

Requested by: Deputy Chief Michael Timbro

Status:

Status Date:

I. Grant Confirmation and Approval – Police Department, Animal Control Donations (Approved)

CITY OF MIDDLETOWN
MUNICIPAL BUILDING
MIDDLETOWN, CONNECTICUT 06457

REQUEST FOR COMMON COUNCIL CONFIRMATION AND APPROVAL
OF THE FOLLOWING GRANT

Grant Number: 195

Date of Request: 12/30/2014

Name of Grant: Animal Control Donations

Amount Requested: \$5,187.19

Code: 2130-18000-57030-0182-03130-0000-000

Grant Period: From: To:

Rev Code 2130-18000-48195-0182-03130-0000-000

Type of Grant: Local

Amount Loaned from General Fund: \$0.00

Department Administering Grant: Police Department

When any department, commission, office or agency is the recipient of any federal, state or other grant allocated for specific purposes, these funds shall be immediately transferred to the specific unit which has made application for such grant. Confirmation and approval of such transfer shall be given at the next regularly scheduled sessions of the Common Council. Notwithstanding any other Charter provision, the action of the Common Council in confirming and approving such transfer shall be an appropriation; no public hearing thereon shall be required and said funds may then be expended for the purposes for which they were granted.

Description of services to be provided by this Grant:
The donations received will be used to defray the costs of caring for the animals impounded by the Animal Control Officer.

Signature: [Signature]

Requested by: Deputy Chief Michael Timbro

Status:

Status Date:

Councilman Thomas J. Serra reads and moves for approval Department, Committee, Commission Reports and Grant Confirmation Approvals Agenda Items 8A, 8B, 8C, 8D, 8E, 8F, 8G, 8H, and 8I. Councilman James B. Streeto seconds the motion.

Councilman Faulkner thanks the Police Chief who responded to my questions on the confiscated funds; he inquired about using the funds for the community but he understands there are specific restrictions and he was open to some other things. Councilman Bauer states he will vote no as a matter of principal. The transfer report does have what I think it is not a correct movement of funds. We have rules, Charter and Ordinances and I do believe we should follow the rules and not abandon them.

Councilman Streeto shares the concerns expressed about the transfer of funds, in this case it behooves us to remember how it came about. The protest at issue is a Civil Rights protest and the funds are being allocated to the greatest Civil Rights person in our history to his scholarship foundation. The issues of police misconduct and poverty go hand in hand and anyone who doesn't understand this, doesn't understand the issues; I can attest to this as a public defender. I share some of the concerns expressed on how the funds were allocated, but I can't think of a better recipient than the scholarship as a consequence. He urges the Council to support this. Councilman Giuliano like Councilman Bauer is troubled by the methodology. Until the agenda was published, I fully expected an appropriation and the back-up is a letter from you referencing the appropriation and we don't have one. I cannot support it in its present form and it should bump over to another month. Councilman Bauer states he should clarify the comment and the primary reason is the transfer report and there is an audit in IT and the other thing he has concerns with is that he was the low vote on the agenda change and the grants were thrown in the last minute and they have to vote on it.

Councilwoman Kasper will not support it; the process was not done appropriately and she is concerned about the other part of the donation that has gone into the police budget without our approval. Councilman Serra states he is disappointed with all the processes here, the environmental position, the transfer referred to by Councilman Bauer as well as your grant; your intent for the grant to the scholarship fund was to appropriate and people will have to think about supporting this, he will be. He asks that he take note of the discontent that has been brought up. Councilman Daley states he will admit the question about the appropriation is a legitimate one; however, the Finance Director assured me this way was correct and he has the credentials to know if this is the proper way to do it. For all I know the revenue line item is to accept the grant to the Martin Luther King Scholarship Fund and we are accepting it for specific purposes and as far as the other question about the money coming in was it properly allocated, what he said was he restored it to the line items per the itemization of expenses provided by the Police Department and he sees nothing wrong there. I think as Councilman Serra indicated, the timing is such that it would be a shame not to do this and it seems the feeling of the Council these funds be allocated to the MLK scholarship fund especially with the holiday coming. He will support this. I would admit that in my 22 years on the Council I have never seen such a propensity to question about every issue that comes forward. We are bending backwards to find fault. Councilwoman Driska states she agrees about the process; it is not always clear and concise and people have an issue about that. She doesn't think it is right to vote it down this evening. We replaced the money the Police spent; whether it should be an appropriation for the remainder, next time fine, but this time based on what is happening this is an excellent choice for the funds.

Motion to Amend

Councilwoman Kleckowski has questions on the process reads and moves to amen Agenda Item 8G, the grant confirmation for the Martin Luther King Scholarship Fund by having half of the money go to PBA; the police department have shown extraordinary restraint in this matter. It is the civil rights to all. Councilman Giuliano seconds the motion. Councilman Streeto asks if they have the authority to amend this or do we vote it up or down. Councilman Daley states the concern he has with that I don't believe the PBA funds are within their purview. Councilman Giuliano states as a point of information if it was an appropriation, it could not be amended. Corporation Counsel Ryan states the amendment can be made; it has been motioned, seconded and now it is time to vote. The Chair calls for the vote and it is five aye votes by Council Members Bartolotta, Kasper, Kleckowski, Giuliano and Russo Driska. The Chair calls for the nay votes and it is six nay votes by Council Members Serra, Faulkner, Chisem, Daley, Streeto, and Bauer. The Chair states the motion fails with six nay votes.

The chair calls for the vote on the approval of the items under item 8. It is 7 aye votes by Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Thomas J. Serra, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 4 nay votes by Councilman David Bauer, Councilman Sebastian N. Giuliano, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper and 1 absent by Councilman Robert P. Santangelo. The Chair states the matter carried with 7 affirmative votes, 4 in opposition and 1 absent.

9. Payment of all City bills when properly approved.

Councilman Thomas J. Serra reads and moves for approval Payment of all City bills when properly approved. Councilman James B. Streeto seconds the motion. The chair calls for the vote. It is 10 aye votes by Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner,

Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 1 nay vote by Councilman David Bauer and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 10 affirmative votes, 1 in opposition and 1 absent.

10. Resolutions, Ordinances, etc.:

- A. Approving the review of the Personnel Rules by the General Counsel Commission with updates and recommendations to be sent to the Council.

Resolution No. 02-15

File Name ccupdatepersonnelrules
(Amended and Approved)

WHEREAS, the Charter calls for a review of the Personnel Rules to be reviewed every four years; and

WHEREAS, the rules have not been thoroughly reviewed in many years and may not reflect current Federal Law, State statutes, City ordinances or bargaining agreements; and

WHEREAS, bargaining agreements are negotiated and reviewed on a regular basis and the nonbargaining exempt employees' sections in the Personnel Rules were added in 2011 for those employees who received the same benefits as Teamsters and early 2012 for those receiving benefits as Local #466.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the General Council Commission review the status of the Personnel Rules to see if they conform with State Statutes, City Ordinances and current Bargaining Agreement Practices as well as reviewing the sections of the rules outlining compensation and benefits for the nonbargaining exempt employees; and

BE IT FURTHER RESOLVED: That the Commission begin the review and complete it by _____ and to recommend updates to keep the rules current to City practices.

Fiscal Impact: None

Councilwoman Mary A. Bartolotta reads and moves for approval the review of the Personnel Rules by the General Counsel Commission with updates and recommendations to be sent to the Council. Councilman James B. Streeto seconds the motion.

Councilman Serra states it is general review of the Personnel Rules and we need to follow our own rules; it needs to be done every four years and through the Chair of General Counsel it began.

Motion to Amend

Councilwoman Kasper moves to amend the item to include Federal Law. Councilman Serra seconds the motion. Hearing no discussion, the Chair calls for the vote. It is unanimous with eleven aye votes. The Chair states the matter passes unanimously with 11 affirmative votes. Councilman Santangelo is absent.

The Chair asks if there is discussion on the amended motion. Councilman Bauer asks through the Chair is this action part of the coordination with the \$90,000 outside appropriation to have a comprehensive study. Councilman Serra states that is separate. Councilwoman Bartolotta states to be clear the \$90,000 is for a review of all jobs in the City of Middletown. This is to make sure we are up to date with our personnel ordinances; for instance, we had directors titles change and they are no longer in our rules book. Councilman Bauer states he asks that question that this requirement is embedded in the Charter and it has gone on for some time. Councilwoman Bartolotta states the Mayor came to me some months ago to start the review and that is what we are discussing tonight and the review of the job descriptions is different. The personnel rules are the rules employees have to abide by.

The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

- B. Approving amending Section 214-50. Rental of Dock space In The Harbor Management Area of the City of Middletown's Code of Ordinances to add fees to dock in the Harbor Management Area with the fee set per linear foot of dock by the Harbor Management Commission and approved by the Common Council to match industry rates.

Ordinance No.

03-15

File Name

chpt214-50harbordockingfees

(Approved)

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That Section 214-50 be added to the Middletown Code of Ordinances as follows:

214-50 RENTAL OF DOCK SPACE IN THE HARBOR MANAGEMENT AREA

A. Fees for rental of dock space in the Harbor Management Area ("HMA") shall be determined by the Harbor Improvement Agency (hereinafter "Agency") based on current industry rates (hereinafter "Fee"). Rates will be researched by the Harbor Master from adjacent towns and similar facilities and amenities, but in no circumstances shall the Fee be in excess of the statutory limit set forth in Conn. Gen. Stat. § 22a-113s.

B. All Fees are for transient dockage only. Locations for transient dockage will also be determined by the Agency with recommendations from the Harbor Master based on need and length.

C. No special utilities, electrical, water and sewer are available other than what is currently available in the HMA to the public.

D. Fees shall be collected by the Harbor Master or Deputy Harbor Master. All Fees collected shall be placed in the Harbor Improvement Agency line item for use by the Agency pursuant to the Harbor Management Plan dated June 2003 and adopted by the Common Council.

E. The Fee per linear foot of dock and/or bulkhead space will be set by the Harbor Management Commission and approved by the Common Council on as needed basis to match industry rates.

Councilman James B. Streeto reads and moves for approval amending Section 214-50. Rental of Dock space In The Harbor Management Area of the City of Middletown's Code of Ordinances to add fees to dock in the Harbor Management Area with the fee set per linear foot of dock by the Harbor Management Commission and approved by the Common Council to match industry rates. Councilman Carl R. Chisem seconds the motion.

Councilman Bauer states this is an outlier and the boundary is the middle of the river and if we have more substantial docking arrangement on the river front that we give this another look. Councilman Giuliano addresses Councilman Bauer stating this is the fees for transient docking only. You are more concerned with a marina type and that would be different. At such time as that situation presents itself I am sure we will review this. Councilwoman Russo Driska states she is on Harbor Improvement and this came about because we had requests of large boats to park at the harbor and we had a discussion and Jim Sipperly has been doing a great job working with the Harbor Master and to Councilman Giuliano this is a beginning point for specific purposes and now the docks will be improved, Jim is continuing to work with Harbor Improvement to do what is appropriate for the City. Councilman Faulkner states he wasn't sure where we were going but wanted to raise that we should consider a limit to the size of the vessel that comes here and not just price per feet.

The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

C. Approving amending Section 262-15. Highway Naming Committee of the City of Middletown's Code of Ordinances to set forth a uniform and comprehensive naming process for highways in the City of Middletown.

Ordinance No. 04-15
File Name chaptr265-16streetnaming
(Approved)

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That Section 262-15 of the Middletown Code of Ordinances be revised as follows:

262-15 Highway Naming Committee

A. Purpose – This Ordinance is established to provide a uniform and comprehensive highway naming process that emphasizes the history and heritage of the City of Middletown.

B. The Public Works and Facilities Commission is designated as the highway naming committee of the Common Council, with authority to designate official names for highways, subject to the approval of the Common Council.

C. List of Approved Names. The Director of Public Works or his or her designee shall maintain a list of Approved Names that the Public Works and Facilities Commission and the Common Council shall approve on an annual basis. The Director of Public Works shall provide the List of Approved Names and copies of the relevant provisions of the City of Middletown's Ordinances pertaining to public highways to all entities or individuals requesting such name or name change (herein "Applicant").

D. In naming or renaming any public highway, the Applicant must obtain the approval of both the Public Works and Facilities Commission and the Common Council. The procedure for obtaining such approval shall be as follows:

1. The Applicant shall submit an application to designate an official name for a public highway, on a form prescribed by the Public Works and Facilities Commission, to the Director Public Works or his or her designee. The Director of Public Works or his or her designee shall ensure that such proposed highway name does not pose any public safety concern (i.e. a duplicate or similar name to another Middletown highway, confusing spelling, or any other factor in the name that is related to public safety). The Applicant may petition the Public Works and Facilities Commission to recommend a Street Name not on the list of Approved Names, with the petition including background information justifying the Street Name as suitable for a Public Street.

2. If the Director of Public Works, or his or her designee, believes that the proposed highway name does not pose any public safety concerns, the Director of Public Works, or his or her designee, shall certify that the proposed street name is on the List of Approved Names and that the proposed name does not present any public safety concerns and shall transmit the application to the Public Works and Facilities Commission.
3. Upon the recommendation of the Public Works and Facilities Commission, the application shall be sent to the Common Council for approval.
- E. Public and Private Highways. The Director of Public Works shall be tasked with ensuring that all highway names, both public and private, pose no public safety problems.
1. Should the Director of Public Works, or his or her designee, believe that the name of any public highway poses a public safety issue or concern, the Director of Public Works, or his or her designee, shall notify the Public Works and Facilities Commission. The Public Works and Facilities Commission shall then review the findings of the Director of Public Works. If the Public Works and Facilities Commission agrees that the name of such highway endangers public safety, the Public Works and Facilities Commission shall recommend a name from the List of Approved Names to the Common Council for approval.
2. Should the Director of Public Works, or his or her designee, believe that the name of any private highway poses a public safety issue or concern, the Director of Public Works, or his or her designee, shall notify the property owner of such fact in writing. If, within sixty (60) days of such notification, a name that complies with the provisions contained in Paragraph D is not designated by the property owner and approved by the Director of Public Works, or his or her designee, the Public Works and Facilities Commission shall recommend a name from the List of Approved Names to the Common Council for approval.
- F. Acceptance of Private Highways by the City. If a private highway, whose name is not in compliance with the provisions of this ordinance, is conveyed to the City for acceptance as a public highway, the procedure set forth in section (D) of this ordinance shall be followed.

Councilman David Bauer reads and moves for approval amending Section 262-15. Highway Naming Committee of the City of Middletown's Code of Ordinances to set forth a uniform and comprehensive naming process for highways in the City of Middletown. Councilman James B. Streeto seconds the motion.

Councilman Faulkner asks is this highway and not streets. The Chair responds the term highway is used interchangeably with streets.

The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

D. Approving the transfer of \$24,500 from line item 1000-14000-51110 entitled Salaries & Wages FT Perm, line 6 Zoning/Wetland Officer to line 2 Planning/Environmental Specialist.

Resolution No. 03-15
File Name PCD_PlanningEnvironmentalSpecialist_Transfer
(Approved)

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That the following amendments to the 2014-15 budget are approved to put in place funding in the line items listed below, to pay for recently hired Planning/Environmental Specialist;

PLANNING, CONSERVATION & DEVELOPMENT
1000-14000-51110- 0000-00000-000 – PCD: SALARIES & WAGES, FT PERM

Reduce:		
	(line 6) ZONING/ WETLANDS OFFICER	- \$24,500
Increase:		
	(line 2) PLANNING/ENVIRONMENTAL SPECIALIST	- \$24,500

Fiscal Impact: There is not a financial impact on the City's budget. This transfers funds within a line-item. Currently, the Zoning/Wetlands Officer is vacant. The Department will be filled at a later date in order to keep the line-item within the adopted funding amount. No appropriations are required at this time.

Councilman Gerald E. Daley reads and moves for approval the transfer of \$24,500 from line item 1000-14000-51110 entitled Salaries & Wages FT Perm, line 6 Zoning/Wetland Officer to line 2 Planning/Environmental Specialist. Councilman Thomas J. Serra seconds the motion.

Councilman Daley states there is no doubt a series of mistakes occurred for the funding of this position. The first was in the Council's decision not to fund it without better communication with the Director of Planning, Conservation, and Development. There is no excuse for the fact that a mistake was made and a lot had to do with timing. Recruitment had been authorized prior to the adoption of the budget and a new director didn't realize what had occurred and there was not a mechanism in place and they had to put one in place to ensure a position not funded is filled. It filled an important position with a qualified individual. He supports this tonight. It is in the best interest of the City. The error was serious and we need to learn from it and tonight we should learn from our mistakes and he

urges his colleagues to support this. He is convinced that approving this resolution is in the best interests of the City.

Councilman Streeto states Councilman Daley has made the point most succinctly; he adds in terms of mistakes, the first made was last May. He states to the public, you made the mistake for not turning up last May. He thanks Michiel for admitting his mistake; let's get this done. For those who argue that others can do the duties, they have full time duties of their own and we have heard from the Union. Let's deal with this tonight. He Urges support of this.

Councilwoman Bartolotta states she will support the transfer of the funds to this position to keep it filled. It is unfortunate it came to us in this manner and respects the Director coming forward and admitting the mistake. Her one concern is that these monies are coming out of the position of Inland/Wetlands officer and this position is just as important. Our new Deputy Director Driska is taking on these responsibilities and it is mainly grant writing and it needs full attention and she is worried about not having the deputy director working on the grants. She wants to see the position of zoning enforcement officer posted as soon as possible.

Councilman Giuliano sees this a little differently. In a process that went through Aril through May 12, the Council decided to eliminate this position. It didn't put a dollar in it and it passed and it became the law and it became the responsibility of the executive branch and he should enact the law and through a mistake, the process began in July and filled in November and sometime subsequent to that the Finance Department saw that the salary lines were being depleted at an alarming rate and it was brought to the attention of the administration. The administration came to the council and said you change your behavior by changing your action so we can hire this position. I for one, take the oath of my office seriously and I hear bad things will happen but it might mean worse things will happen if we do. It might render us irrelevant. He doesn't know if it was a good idea or not, but it is what the Council did and the majority Council voted unanimously to do it. He can't support such a thing and will be voting no.

Councilman Bauer states he will vote no; it tests his credulity that a director of any department doesn't know what the budget is. We have so much regulation ordinances and processes and these things seem to be on the increase. I am tired of being the backstop to fix whatever City hall does and treat these as emergencies and make them right. The people in City hall should be more responsible for their actions.

Councilman Serra states first the Council had a plan of action on how to handle the responsibility of the environmental specialist and that was Jim Sipperly to do the work. This was adopted May 12. Mistakes were made and there was a process and there was a plan of action. It was shared services and for someone not to see a zero for five months is unconscionable. However we should be compassionate regarding the person in the position. He will support this. Councilwoman Russo Driska states everyone takes this seriously. There was right and wrong and as a director, mistakes happen and if you want to have someone responsible, then do something. Someone took a position out of good faith; you have to balance right and wrong.

Councilwoman Kleckowski states a lot has been said about rules and regulations and processes; almost 7 months have passed and this position has not been filled and no one came forward. For us to say about the qualifications and how necessary it is, we invite you to come back in April to discuss this position. As a council we voted that the position be eliminated and move forward with shared services. It was decided last May 12 to try something else and that did not occur and it took until two weeks after the person was hired. Yes we feel for the employee, we are the legislative body and she will not support this. She is in agreement that the ZEO officer is just as important and the question is it is not about the \$24,000, but also keep in mind it is for the next 20 plus years. Where is the money going to come for the ZEO officer. Rule of law needs to be followed and she will not support this.

Motion to Call the Question

Councilman Chisem states he will support this. Ms Ford is not responsible for this. He takes his oath seriously. A mistake was made and things set in place so this does not happen again. People in the audience have shown its support and the Union supports this. He calls the question Councilman Streeto seconds the motion. Corporation Counsel Ryan states the motion requires a second, is debatable and requires a 2/3's vote to pass. Councilman Giuliano asks if there are lights on. The chair states three people who have spoken wish to speak again.

The vote is called and at is eight aye votes by Council Members Serra, Kasper, Faulkner, Chisem, Daley, Streeto, Driska and Bauer; and three nay votes by Council Members Bartolotta, Giuliano, and Kleckowski. The matter passes.

The chair calls for the vote on the motion of the transfer of funds. It is 7 aye votes by Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Thomas J. Serra, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 4 nay votes by Councilman David Bauer, Councilman Sebastian N. Giuliano, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper and 1 absent Councilman Robert P. Santangelo. The Chair states the matter carried with 7 affirmative votes, 4 in opposition and 1 absent.

Councilwoman Bartolotta is recognized by the Chair and states we take this error very seriously. There has been aggressive conversation with the director and she will address an ordinance that all

job descriptions must go through Finance first to address this issue. We take the oath seriously and we have to make judgment calls and that is a financial one that needs to be addressed.

- E.
- Approving the transfer from various 2012 CDBG Entitlement Line items in the amount of \$896 to a new line item in the 2012 CDBG Entitlement Line item 3217-14000-57030-0000-xxxxx-2012 entitled Military Road Oil Spill Clean Up in the amount of \$896.

Resolution No. 04-15

File Name PCD_CDBGReprogram_2014_2015

(Approved)

WHEREAS, the City of Middletown receives Community Development Block Grant (CDBG) funds from the U.S. Department of Housing & Urban Development (HUD) as an entitlement community; and

WHEREAS, the final rule was published on January 5, 1995 in the Federal Register for the Consolidated Submission for Community Planning & Development Programs; and

WHEREAS, pursuant to the HUD final rule, revisions to the City of Middletown Citizen Participation Plan have been adopted which includes the process by which the Citizens Advisory Committee amends the Annual Action Plan;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

Decrease		
2012 Entitlement		
Line-item- 3217-14000-57030-0000-04196-2012-000	Remington Rand Bathroom	\$114.48
Line-item- 3217-14000-57030-0000-03721-2012-000	Russell Library	
	\$325.56	
Line-item- 3217-14000-57030-0000-03491-2012-000	Housing Lead Assessment & Testing	\$438.96
Increase		
2012 Entitlement		
Line-item- 3217-14000-57030-0000-XXXXX-2012-000	Military Road Oil Spill Clean Up	\$879.00

AND BE IT FURTHER RESOLVED: That the Mayor is authorized to sign and submit to the U.S. Department of Housing and Community Development any necessary amendments to Consolidated Plan and 2014 Annual Action Plan reflect above changes.

Councilwoman Mary A. Bartolotta reads and moves for approval the transfer from various 2012 CDBG Entitlement Line items in the amount of \$896 to a new line item in the 2012 CDBG Entitlement Line item 3217-14000-57030-0000-xxxxx-2012 entitled Military Road Oil Spill Clean Up in the amount of \$896.. Councilman Grady L. Faulkner, Jr. seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes by no one and 1 absent by Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

- F.
- Approving authorizing the Mayor to sign documents to implement a five-year lease for Oak and Velvet at 180 Johnson Street, the former Remington Rand building for an estimated annual fee of \$25,000.

Resolution No. 05-15

File Name pcd_OakandVelvet_rrLease

(Approved)

WHEREAS, at the December 3, 2014 meeting of the Economic Development Committee, the members present agreed to move forward to the Common Council a proposed lease at the former Remington Rand building, 180 Johnson Street, for Oak and Velvet, a furniture manufacturing company currently known as Sew Fine Upholstery.

WHEREAS, the Planning and Zoning Commission, at their January 14, 2015 meeting will review the request by the Economic Development Committee to grant a GS 8-24 review to allow the City of Middletown to enter into these lease agreement at the former Remington Rand property (180 Johnson Street).

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN:

That the Mayor is hereby authorized to sign all documents necessary to implement the lease for Oak and Velvet.

FINANCIAL IMPACT –It is important to secure additional revenue to run the Remington Rand building and pay back the \$225,000 operating cost loan from the general fund. No impact on the general fund other than increasing the value of a city asset. This five year lease will annually average approximately \$25,000 to the Economic Development Fund.

Councilman Grady L. Faulkner, Jr. reads and moves for approval authorizing the Mayor to sign documents to implement a five-year lease for Oak and Velvet at 180 Johnson Street, the former Remington Rand building for an estimated annual fee of \$25,000. Councilman Gerald E. Daley seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A.

Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

- G. Approving authorizing the Mayor to execute an agreement for the Development at the corner of Broad Street and College Street by Hajjar Management Co. to include a 7-year tax abatement pursuant to Section 272-9(F) and to cap building permit fees excluding State building fees at \$142,600 pursuant to Section 272-9 (H).

Resolution No. 06-15

File Name PCD_Hajjar_EconomicDevelopment(2)
(Postponed to February 2, 2015)

Whereas, Encouraging downtown residential market rate development has been a long-standing policy goal of the City; and

Whereas, the 1993 Downtown Visions Plan had a simple goal to attract more people and investment to downtown, especially a critical mass of market rate to upper income targeted units; and

Whereas, Hajjar Management Co., Inc. (hereinafter referred to as the "Developer") proposes to develop a mixed-use development with 89 units of market rate apartments and 15,000 square feet of first floor retail space at the corner of Broad Street and College Street (hereinafter referred to as the "Project"); and,

Whereas, the Developer will secure and invest approximately \$20 million in construction financing for the Project;

Whereas, 213 Court Street, 138 College Street and 181 Court Street are assessed currently at \$11,819,560 (hereinafter referred to as the "Base Assessment") and the Project will add approximately \$8.4 million in assessed value to the grand list; and,

Whereas, at the December 3, 2014 meeting of the Economic Development Committee (EDC), the Committee voted to recommend a 7 year fixing of the assessment and capping the building permit fee at \$142,600.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: the Mayor shall be authorized to execute an agreement for the Project to fix of the assessment for a period of 7-years pursuant to Section 272-9(F) of the Middletown Code of Ordinances and authorized by C.G.S. 12-65b according to the following table:

Year 1- 2% of assessed increase above the Base Assessment;
 Year 2- 5% of assessed increase above the Base Assessment;
 Year 3- 5% of assessed increase above the Base Assessment;
 Year 4- 10% of assessed increase above the Base Assessment;
 Year 5- 15% of assessed increase above the Base Assessment;
 Year 6- 20% of assessed increase above the Base Assessment;
 Year 7- 20% of assessed increase above the Base Assessment;
 ; and,

BE IT FURTHER RESOLVED; That an executed agreement shall commence after issuance of a final Certificate of Occupancy shall be contingent the obligations contained within such agreement including the a description of the Project; and,

BE IT FURTHER RESOLVED; That the Mayor shall be authorized to cap the building permit fee at \$142,600 for real property improvements located at 213 Court Street, 138 College Street and 181 Court Street pursuant to Section 272-9(H) of the Middletown Code of Ordinances.

FISCAL IMPACT: A detailed cost benefit analysis is provided in a separate report for the Council. In summary, this project will add over \$12 million in new taxable value to the grand list.

The costs are a combination of actual costs and opportunity costs. The actual costs to the City Budget are \$18,407. This amount is based on the lower taxes collected compared to the approximate taxes that are collected for the area of land to be developed.

The opportunity costs include the fixing of the assessment and waived building permit fees. These costs exist only as part of an incentive to attract a new development to Downtown Middletown and have a \$12 million construction project.

The direct benefits in revenue to the City of Middletown are detailed in the report provided. In summary:

- The City collects \$18,407 in taxes without this development. In year 1, the City collects \$149,656 in taxes and building permit fees.
- When the fixed assessment has expired, the City will collect approximately \$352,800 in property taxes, based on current values and tax rate.
- The City will recoup its investment in year 1, and has positive cash flow in year 1.

The indirect benefits include increased taxable personal property, increased automobile taxes, and 89 new households visiting restaurants and businesses downtown.

Councilman Daley reads and moves for approval authorizing the Mayor to execute an agreement for the Development at the corner of Broad Street and College Street by Hajjar Management Co. to include a 7-year tax abatement pursuant to Section 272-9(F) and to cap building permit fees excluding State building fees at \$142,600 pursuant to Section 272-9 (H). Councilman Streeto seconds the motion.

Councilman Daley states he realizes there were various questions asked and answered this evening. This is a big, big opportunity for Middletown and to really transform the center core of our downtown. I think it is important we do what we can to move this forward so the development can commence this spring. There are many pieces that will need approval. This is going to Planning Zoning, General Counsel Smith states approval by Redevelopment Agency is required. All of those things certainly are necessary in order for the project to come to fruition. The resolution before us is necessary for the project to move forward for those steps. I think there will be many opportunities for discussion. This resolution only authorizes the Mayor to execute an agreement and it will be written by the City to protect the interests of the City to ensure the development meets our expectations and the financial arrangement is beneficial to the city of Middletown. I realize there might be a motion to postpone and I would ask his colleagues to think long and hard about doing that. It sends a more of a

cautionary and skeptical signal to the developer and is not wise to send at this point. I urge you to approve moving forward with this resolution recognizing there are many eyes on this project.

Motion to Postpone

Councilman Serra moves to postpone this item to the February 2 Council Meeting. Councilwoman Kasper seconds the motion. Councilman Serra states first this process should have input on what else should be negotiated. We are looking for fairness. He supports it in context but it is fairness to the citizens of Middletown he is looking for. This has to go through other agencies. My intent is to have input and answers in a definitive way. This along with the director and Chamber of Commerce will come up with something and he will vote on this on February 2.

Councilman Giuliano states on the motion to postpone; he will support it. I don't see the prejudice to the developer and to give us additional information for Finance and Government and give the administration the chance to negotiate a draft agreement. We are approving an agreement that has not been made. If this shows up on P and Z the only thing that will happen is they will schedule for a public hearing and as action it would be February. We are not slowing it down.

Motion to Waive the Rules

Councilwoman Russo Driska asks for confirmation regarding Planning and Zoning. She moves to waive the rules to have Mr. Wackers come forward because she would like to know if it is a public hearing. Councilman Serra seconds the motion. Mr. Wackers states the development does not require a public hearing; it is going for a site plan review. Councilwoman Driska because of the timeline, did anyone approach you about this. I understand we all have questions, but we had ample time to ask those questions. The reason I asked the director is because I spoke to him on this matter and it will affect the project. Councilman Daley states he disagrees that postponing doesn't affect this. It is critical to every project getting your finances in order. This will delay the developer going forward to getting financing for the project. Second, it is going to Planning and Zoning for site plan review; I would expect that the commission would much more likely consider a project that had support from the Council than one where the Council can sit back and wait. He states working with the Chamber and Mayor's office can be worked into the agreement we authorize the mayor to sign tonight.

Councilman Bauer states he thinks this whole train of thought is chimeric tonight. That strikes him as not tenable. If we are going to do this, why not get it right. He agrees with postponing. There are questions. We are pretty much giving tangible benefits to the developer. He is worried that it is just promises; there are a couple of drawings. We should not let it pass the Council. He knows what the roller coaster looks like. I don't like this process as though it were an emergency. We have a chance to deliberate and get it right and one of the missing pieces is to enforce a draft developer's agreement before it leaves the Council's deliberation. The property has been on the table for 25 years. Councilwoman Bartolotta will support the postponement because of the questions she personally has. Some of the numbers and projections don't work out and the suggestions from the council need to be addressed and we need to make sure we have a vote based on the best financial decision we can make and at this point, I can't do this. The decision is on behalf of the taxpayers of Middletown. The zoning meeting of next month and having a more favorable outcome, that is not what is supposed to be doing. If zoning has concerns, we should know that and deal with them. I do not believe 30 days will change the deal of this magnitude. Councilman Giuliano states the Charter reads the Mayor shall sign agreements approved by the Council. If the plan is we pass this then an agreement gets negotiated that the City is a bound party to, that is in violation of the Charter. You should come up with the draft agreement for something to be approved and signed. Councilman Serra states Finance met and 1/2 meeting was on this issue because they have lots of questions. He would like to see this happen but they need to protect the interests of the City of Middletown. Finance had questions and some have not been answered yet; I would like this to happen, but it should be fair to everyone.

The Chair calls for the vote on the motion to postpone. It is nine aye votes by Council Members Serra, Bartolotta, Kasper, Faulkner, Chisem, Streeto, Giuliano, Kleckowski, and Bauer and two nay votes by Council Members Daley and Russo Driska. Councilman Santangelo is absent. The Chair states the motion to postpone to February 2 is approved by nine affirmative votes, 2 in opposition, and one absent.

Meeting Recesses

The Meeting goes into recess as requested by the video technician. Councilman Serra moves for a recess and his motion is seconded by Councilwoman Bartolotta. The Chair declares the recess at 9:18 p.m.

Meeting Reconvenes

The Chair calls the meeting back to order at 9:28 p.m.

- H. [Approving authorizing the Mayor to sign documents for a 4-year partial tax abatement pursuant to Section 272-9\(G\) for property improvements located at Middle Street \(Lots 01-0076 and 01-0077\); and approving capping building permit fees at \\$20,000, excluding State building fees pursuant to Section 272-9\(H\).](#)

Resolution No. 07-15**File Name** PCD_MiddleSt_SafehomeSecurity_Jan2015.**(Approved)**

WHEREAS, Safe Home Security (SHS) is seeking to relocate from Cromwell to Middletown bringing 280 jobs with the anticipation of increasing the number of employees to 400 by 2020; and,

WHEREAS, SHS has identified a site in the Interstate Trade Zone on Middle Street known as Map 01 Lots 0076 and 0077; and,

WHEREAS, NADEKA, LLC (NADEKA) will construct the building for SHS; and,

WHEREAS, this property has no water and sewer available in the street; and,

WHEREAS, extending water and sewer infrastructure to the property will cost approximately \$225,000; and,

WHEREAS, extending water and sewer infrastructure to the property will make development more feasible on five other industrially zone properties; and,

WHEREAS, the property has 15 acres adjacent to City open space, situated within a greenway open space corridor in the City's Plan of Conservation and Development; and,

WHEREAS, at the November 17, 2014 special meeting of the Economic Development Committee (EDC) the Committee voted to recommend a 4 year partial tax abatement incentive, capping the building fee at \$20,000, acquiring of approximately 15 acres of open space for \$45,000 and assisting the extension of water infrastructure with a grant of \$100,000 all to NADEKA.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: the Mayor shall be authorized to effect a 4-year partial tax abatement as described above are approved pursuant to Section 272-9(G) of the Middletown Code of Ordinances for real property improvements located at Middle Street, lots 01-0076 and 01-0077; and,

BE IT FURTHER RESOLVED; That the Council shall authorize capping the building permit fee at \$20,000, excluding State fees, for real property improvements located at Middle Street, lots 01-0076 and 01-0077 pursuant to Section 272-9(H) of the Middletown Code of Ordinances; and,

BE IT FURTHER RESOLVED; The tax abatements shall be executed after issuance of a final Certificate of Occupancy.

FISCAL IMPACT: The cost benefit analysis is detailed in the report provided to the Council. In summary, this project will add over \$3 million in new taxable value to the grand list.

The opportunity costs include the tax abatement and waived building permit fees. These costs exist only as part of an incentive to attract a new business to Middletown and have a \$5 million construction project.

The direct benefits in revenue to the City of Middletown are detailed in the report provided. In summary:

- The City collects \$18,614 in taxes without this development. In year 1, the City collects \$40,930 in taxes and building permit fees.
- When the tax abatement has expired, the City will collect approximately \$83,000 in property taxes.
- The City will recoup its investment by year 6, but has positive cash flow in year 3.

The indirect benefits include increased taxable personal property, increased job opportunities for Middletown residents, and five additional properties have will have water and sewer infrastructure available to support future development.

Councilman Gerald E. Daley reads and moves for approval authorizing the Mayor to sign documents for a 4-year partial tax abatement pursuant to Section 272-9(G) for property improvements located at Middle Street (Lots 01-0076 and 01-0077); and approving capping building permit fees at \$20,000, excluding State building fees pursuant to Section 272-9(H). Councilman Thomas J. Serra seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes by no one and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

- I. Approving authorizing the Mayor to sign an amended LoCIP grant with the State of Connecticut for LED lighting along the boardwalk at Harbor Park and to reduce the CL&P rebate to \$7,106.11 and increase the LoCIP grant by the shortfall; the CDL&P expenditure and revenue line items in the Capital budget will be reduced by \$637.89.

Resolution No. 08-15**File Name** pwHarborParkLightingLOCIPAmended**(Approved)**

WHEREAS, in June 2014, the Common Council passed Resolution #78-14 authorizing the Mayor to sign and submit an application to the State of Connecticut for a LOCIP grant in the amount of \$12,000 to install LED lighting along the boardwalk at Harbor Park; and

WHEREAS, the LED lighting project was expected to be funded with \$12,000 LoCIP funds and \$7,744, from a CL&P rebate grant; and

WHEREAS, the CL&P rebate was received in the amount of \$7,106.11 rather than \$7,744; and

WHEREAS, an amended LOCIP request shall be submitted to the State to cover the shortfall.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That Mayor Daniel T. Drew be authorized to sign and submit an amended application to the State of Connecticut for a grant in the amount of \$12,253.89 from the Local Capital Improvement Program (LoCIP); and

BE IT FURTHER RESOLVED: That the CL&P Reimbursement for Harbor Park grant expenditure line item, #2341-22000-59200-0220-30189-2014, and revenue line item #2341-22000-43242-0220-30189-2014, both be reduced by \$637.89.

Councilwoman Hope P. Kasper reads and moves for approval authorizing the Mayor to sign an amended LoCIP grant with the State of Connecticut for LED lighting along the boardwalk at Harbor Park and to reduce the CL&P rebate to \$7,106.11 and increase the LoCIP grant by the shortfall; the CL&P expenditure and revenue line items in the Capital budget will be reduced by \$637.89. Councilman James B. Streeto seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes by no one and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

J. Approving the street name Talia's Trail; there are no issues with the CAD system.

Resolution No. 09-15
File Name PWTaliasTrailStreetNameApproval
(Approved)

WHEREAS, the Public Works & Facilities Commission, voted 4-1 at its meeting held on December 10, 2014, to accept the following street name to be accepted as a city street name:

Talia's Trail

WHEREAS, prior to the Public Works & Facilities Commission meeting, Wayne Bartolotta also approves of the street naming as there are no issues with the CAD System.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN: That in accordance with the Middletown Code of Ordinance, this street name is hereby approved and accepted.

Councilman Carl R. Chisem reads and moves for approval the street name Talia's Trail; there are no issues with the CAD system. Councilman James B. Streeto seconds the motion.

Councilman Bauer states he will vote no and thanks everyone who supported 262-14; we have an ordinance 262-15 that has been on the books and the Council is the only body to name the street and that is what we are doing and we are doing it because this name was promised by a City employee no longer with us. This name does not mean anything to the city. We have a handful of things tonight that these mistakes were made by someone else who overstepped their authority and we are here to clean it up. These people own the property and they are not in town. Now we have to make good on it because the excuse made was the developer already drew up the maps. He will vote no.

Councilman Streeto states the developer came to Public Works and he was in place when the original policy formed the genesis that we implemented tonight. We had too many developments with street names with no connection to Middletown. We maintained a list for a number of years without ever forbidding or barring a developer for doing what the property owner and developer wanted to do on their own property. They were told by city employees that there would not be a problem and they brought in master plans that are costly and they asked to have the name. I voted for it and he will vote for it now. A developer has the right to bring forth a property development and in the City's interest approve it. He urges approval

The chair calls for the vote. It is 8 aye votes by Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Thomas J. Serra, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 3 nay votes by Councilman David Bauer, Councilman Sebastian N. Giuliano, Councilwoman Deborah A. Kleckowski and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 8 affirmative votes, 3 in opposition and 1 absent.

K. Approving the building permit fee refund to Extreme Maintenance LLC in the amount of \$29.52.

Resolution No. 10-15
File Name pw270Carriagecrossinglaneblldgpmtrfnd
(Approved)

BE IT RESOLVED BY THE COMMON COUNCIL, OF THE CITY OF MIDDLETOWN:

That a Building Permit Refund be issued to Extreme Maintenance, LLC, for a property located at 270 Carriage Crossing Lane, Middletown, CT in the amount of \$29.52 due to no permit required for working being completed.

Councilman James B. Streeto reads and moves for approval the building permit fee refund to Extreme Maintenance LLC in the amount of \$29.52.. Councilman Grady L. Faulkner, Jr. seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

L. Approving the building permit fee refund to L-Train Electric, LLC in the amount of \$43.78.

Resolution No. 11-15

File Name pw566RiverRoadBldgPrmtRfnd

(Approved)

BE IT RESOLVED BY THE COMMON COUNCIL, OF THE CITY OF MIDDLETOWN:

That a Building Permit Refund be issued to L-Train Electric, LLC, for a property located at 566 River Road, Middletown, CT in the amount of \$43.78. The permit was supposed to be a state fee.

Councilman Carl R. Chisem reads and moves for approval the building permit fee refund to L-Train Electric, LLC in the amount of \$43.78. Councilwoman Deborah A. Kleckowski seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes one and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

M. Approving the building permit fee refund to Phoenician Home Improvements, LLC in the amount of \$1,427.

Resolution No. 12-15

File Name pw15PleasantStreetBldgPrmtRfnd

(Approved)

BE IT RESOLVED BY THE COMMON COUNCIL, OF THE CITY OF MIDDLETOWN:

That a Building Permit Refund be issued to Phoenician Home Improvements, LLC, for a property located at 15 Pleasant Street, Middletown, CT in the amount of \$1,427.00 due to cancellation of work.

Councilman James B. Streeto reads and moves for approval the building permit fee refund to Phoenician Home Improvements, LLC in the amount of \$1,427. Councilwoman Deborah A. Kleckowski seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes and 1 absent, Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

11. Mayor's Appointments for January

(Approved)

Youth Service Advisory Board:

Appointment of Sgt. William Porter to replace Sgt. Marino to September 1, 2016.

Juvenile Review Board:

Appointment of Ralph D'Amato as MHJS Representative to September 30, 2015.

Conservation Commission:

Appointment of Lee Sawyer to fill a vacancy to February 15, 2017.
Reappointment of Joan Liska to February 15, 2020.

Citizens Advisory Committee:

Appointment of Jessica Broderick to August 31, 2017.
Appointment of Harvey Cushing to August 31, 2015.
Appointment of Howard Reid to August 31, 2015.
Appointment of Robert Blanchard to August 31, 2015.

Middletown Preservation and Design Review Board:

Appointment of Harvey Cushing to July 31, 2016.
Appointment of David Greaves to July 31, 2016.

Zoning Board of Appeals:

Reappointment of Annabelle Resnisky to November 30, 2019.

Zoning Board of Appeals, Alternate:

Reappointment of Evelyn Russo to November 30, 2019.

Sanitary Disposal District:

Reappointment of Sebastian Santacroce to October 30, 2019.

Councilman James B. Streeto reads and moves for approval Mayor's Appointments for January. Councilman Grady L. Faulkner, Jr. seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes by no one and 1 absent by Councilman Robert P. Santangelo. The Chair states the matter carried with 11 affirmative votes, 0 in opposition and 1 absent.

12. Contingency Fund Transfers (None)**13. Meeting adjourned.**

Councilwoman Mary A. Bartolotta moves to adjourn the meeting. Councilwoman Deborah A. Kleckowski seconds the motion. The chair calls for the vote. It is 11 aye votes by Councilman David Bauer, Councilman Carl R. Chisem, Councilman Gerald E. Daley, Councilman Grady L. Faulkner, Jr., Councilman James B. Streeto, Councilman Sebastian N. Giuliano, Councilman Thomas J. Serra, Councilwoman Deborah A. Kleckowski, Councilwoman Hope P. Kasper, Councilwoman Mary A. Bartolotta, Councilwoman Sandra Russo Driska; 0 nay votes and 1 absent, Councilman Robert P. Santangelo. The Chair declares the meeting adjourned at 9:39 p.m.

ATTEST:

**MARIE O. NORWOOD
COMMON COUNCIL CLERK**